

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Continue
Implementation and Administration of the California
Renewables Portfolio Standard Program.

Rulemaking 06-05-027
(Filed May 25, 2006)

**PRAXAIR PLAINFIELD, INC. RENEWABLE PORTFOLIO STANDARD
COMPLIANCE FILING**

[PUBLIC / REDACTED VERSION]

August 15, 2008

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Pursuant to the California Public Utilities Commission (“Commission”) Staff instructions contained in the Reporting and Compliance Worksheet Instructions of the attached spreadsheets, the Executive Director’s July 23, 2008 letter extending the August 2008 Compliance Report due date until August 15, 2008, Commission Decisions (“D.”) 06-06-066 and 08-04-023, as well as the *Administrative Law Judge’s Ruling Granting Motions to File Under Seal, Memorializing Party Status Ruling, and Directing Notification Regarding Pending Motions* filed on August 12, 2008 (“August 12 ALJ Ruling”), Praxair Plainfield, Inc. (“Plainfield”) hereby respectfully submits its August 15, 2008 Semi-Annual Compliance Report (“Compliance Report”) under seal to protect certain information that, if disclosed, could harm [REDACTED] by requiring release of confidential, trade secret [REDACTED] data.

No new motion to file this material under seal is required in this instance in light of the determination made in the August 12 ALJ Ruling, the supporting declaration made today noting the same rationale for requesting confidentiality, and because this is a routine compliance filing of the type described in D.08-04-023.

This Compliance Report contains the following three appendices:

- Appendix A: Locked Spreadsheet provided by the Energy Division;
- Appendix B: Unlocked Spreadsheet reflecting the changes described in the Confidential Declaration included as Appendix C; and,
- Appendix C: the Confidential Declaration.

All three appendices are included in full in this confidential version of the submission for filing under seal. The Unlocked Spreadsheet found in Appendix “B” contains certain modifications to the Locked Spreadsheet made for the purpose described in Appendix “C”. Appendix “C” is the Confidential Declaration which provides specific details, verified under penalty of perjury, for the basis of Plainfield’s assertions for confidentiality consistent with the Commission’s confidentiality decisions and the August 12 ALJ Ruling which granted Plainfield’s March 25, 2008 *Motion of Praxair Plainfield, Inc. For Leave to File Confidential Material Under Seal*. Moreover, Appendix C describes the modifications to the Locked Spreadsheet, the rationale for which is also confidential.

A public version of the Compliance Report, with the confidential information redacted, has been served this same day to parties in this proceeding as required by the Commission’s instructions.

In accordance with D.08-04-023, Plainfield is citing the August 12 ALJ Ruling in order to assert confidentiality for this filing. In relevant part, D.08-04-023 provides that:

An ESP...need not seek confidentiality of regular compliance filings every time it files, but only the first time. The ESP...may simply cite a prior ruling...when making subsequent compliance filings. (D.08-04-023, p. 28.)

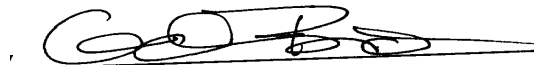
The August 12 ALJ Ruling granted Plainfield’s motion to file its RPS compliance report under seal. Accordingly, because this is a regular compliance filing and the basis for confidentiality

has previously been addressed, Plainfield again asserts confidentiality of the information contained in its Compliance Report pursuant to D.08-04-023.

As discussed in detail in Plainfield's March 25, 2008 submittal and validated by the August 12 ALJ Ruling, Plainfield is seeking to avoid broad, public disclosure of certain trade secret data. Accordingly, and pursuant to D.06-06-066, D.08-04-023 and the August 12 ALJ Ruling, Plainfield submits the attached Compliance Report under seal.

Respectfully submitted,

August 15, 2008



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Appendix “A”

CONFIDENTIAL DOCUMENT

DO NOT DISCLOSE

PLAINFIELD SUBMISSION

Submitted Under Seal

[Public Version Includes Redacted Submission

Public Version Separately Served on all parties August 15, 2008]

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Continue
Implementation and Administration of California
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Rulemaking 06-05-027
(Filed May 25, 2006)

**PRAXAIR PLAINFIELD, INC., AUGUST 2008 SEMI-
ANNUAL COMPLIANCE REPORT PURSUANT TO THE
CALIFORNIA RENEWABLES PORTFOLIO STANDARD**

PUBLIC REDACTED LOCKED VERSION

August 15, 2008
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CALIFORNIA'S RENEWABLES PORTFOLIO STANDARD

Reporting and Compliance Worksheet Instructions

1. California's RPS Program requires Investor Owned Utilities (IOU), Multi-Jurisdictional Utilities (MJU), and Electric Service Providers (ESP) file a minimum of two reports each year illustrating performance within the program.
 - > The March 1 report (with updates after the California Energy Commission (CEC) verifies procurement, as needed) is used by the Commission to determine compliance for the prior year(s). This report states historic performance in the RPS program, current year targets and procurement data, and forecasts targets and procurement data for at least three years (D.06-10-050, page 45, 49).
 - > The August 1 report states historic performance in the RPS program, current year targets and procurement data, and forecasts targets and procurement levels for each year forward through 2020 (D.06-10-050, page 45, 51). The August report may be used by the Commission to make a final determination of compliance for the prior year(s).
2. If any load serving entity (LSE) seeks confidentiality protection for any of the information required by the RPS Compliance Report, it shall comply with the substantive and procedural rules set forth in D.06-06-066, as modified by D.08-04-023, the Commission's decision in its Confidentiality proceeding, Rulemaking (R.) 05-06-040, and any subsequent decisions issued in the same or successor proceeding. A declaration for Confidentiality should include the identification of all redacted information by tab name and cell reference.
3. RPS compliance reports will be submitted to the Commission as specified below:
 - > Serve a public version on the service list in proceeding R.06-05-027
 - > File a confidential version with the Energy Division
4. Any questions regarding the completion and/or filing of this report can be directed to:
Sean Simon, Energy Division, California Public Utilities Commission: svn@cpuc.ca.gov, (415) 703-3791
5. Please make sure that the following information about the filing entity is included on each tab:
 - > Name of the LSE filing the Report
 - > Date the Report is being filed
6. Include a Title Page in accordance with the Commission's Rules of Practice and Procedure (Rule 1.6)
7. Complete the Officer Verification Form in the format provided (Rule 1.11)
8. Yellow cells throughout the spreadsheet indicate user supplied data by the LSE where and when applicable.
9. All data must be entered in MWh out to three decimal points to accurately account for retail sales, procurement and targets. The spreadsheet will display MWh throughout. Do not round any reporting data.
10. The spreadsheet included in this report has locked cells to ensure that targets, procurement and penalties are accurately calculated and reported from the data provided by the user. An unprotected version of the spreadsheet is also available by request.
11. Line #'s in the "Accounting" tab hyperlink to the "Calculations" tab, which provides additional information on the particular line item or section of the "Accounting" tab.

SUMMARY TAB

12. The "Summary" tab is linked to the "Accounting" tab and "Procurement Detail" tab, no data entry is required.
13. If the LSE determines that additional information is required in order to present a full and complete report, mark the box provided on the "Summary" tab. Any additional information should support the LSE's claim within the guidelines of the eight allowable reasons for noncompliance. Furthermore, please state anything else the filing LSE believes is necessary for a full and complete reporting to the Commission in order to allow an informed decision on compliance. This may include, for example, footnotes and other explanatory information as necessary and reasonable.

ACCOUNTING TAB

14. Begin by selecting the appropriate headings and entering accurate data for Lines 1-3, this will calculate the ESPs' Baseline Procurement Amount. See D.07-07-025, Order Modifying Decision 06-10-019, for the Commission adopted ESP Baseline formula(s). (The Calculation tab for this report also documents the ESP Baseline formula(s))
15. In Line 4, select the appropriate Baseline year. ESPs beginning retail operations in California on or after January 1, 2006 will have an Initial Baseline Procurement Amount based on their total RPS-eligible procurement in their first calendar year of operation (D.07-07-025).
16. In Line 5, enter actual and forecasted sales figures to generate Incremental Procurement Targets (IPT) and Annual Procurement Targets (APT).
17. In deficit years, the spreadsheet calculates what portion of the deficit is eligible for IPT deferral and Earmarking. The user

records how they elect to treat the deficit(s) in the relevant sections, including using surplus procurement.

EARMARKING DETAIL TAB

18. Enter information for contracts that are eligible for earmarking and are being used for flexible compliance purposes. Data populates the earmarking section in the "Accounting" tab.

PROCUREMENT DETAIL TAB

19. Procurement Summary: *Total RPS Eligible Procurement* is differentiated by three categories, *existing and or signed contracts*, *short-listed/under negotiation/pending approval*, and *generic future contracts*. This section is populated by completing the Contract Detail section below. If the LSE has entered into contracts that are short-term or with existing facilities but cannot meet its Annual Minimum Contracting Requirement, then deliveries from those contracts may not be used for compliance in any year (D.07-05-028).
- > *Annual Contracting Quota Requirement*: LSEs must enter into long-term contracts or contracts with new facilities for energy deliveries equivalent to at least 0.25% of that LSE's prior years' retail sales, if it intends to use deliveries from short-term contracts and/or existing facilities, for RPS compliance purposes.
 - Contracts are differentiated by Contract term-length and type (row 15:16). All deliveries from "long-term and/or new" are automatically entered into "Cumulative Surplus Contracting Quota Bank" (row 19) and the user must input the MWh in row 18 that the LSE needs to comply with the Annual Contracting Quota Requirement, if necessary.
20. RPS Eligible Procurement by Resource Type: This report must state the amount procured or projected to be procured from each resource type (D.05-07-039, Appendix A, D.06-10-050, page 47-48). This information is reported in rows 25-38 in the "Procurement Detail" tab and populated by completing the "Contract Detail" section.
21. Contract Detail: For each contract, enter actual and forecasted delivery data throughout the contract term. Do not assume that an expiring contract will be renegotiated. In the first year a project is no longer under contract, remove the contract and/or MWh deliveries (in the case of pre-2002 contracts), and list the contract in the Expired Contracts section below.
- > *Pre-2002 Contracts*: Input total annual deliveries by resource type
 - > *2002-2008 years' Contracts*: List contracts by name, annual deliveries (MWh), project status, facility status and resource type.
 - > *2005-2008 years' Contracts*: In addition to the requirements above, Contracts from these years should be identified by term-length, short-term (less than 10 years) and long-term, as well as, by type, existing or new (defined below). For 2005 and 2006 contracts that were signed prior to 2007 can be identified as "n/a" for this purpose (refer to Column "X").
 - *"Contract Length / Type"* (Column "X") Pursuant to D.07-05-028, starting in 2007, each RPS-obligated LSE must, in order to be able to count for any RPS compliance purpose energy deliveries from contracts of less than 10 years' duration ("short-term") with RPS-eligible facilities that commenced commercial operation prior to January 1, 2005 ("existing facilities"), in each calendar year enter into contracts with facilities of at least 10 years' duration ("long-term") and/or short-term contracts with facilities that commenced commercial operation on or after January 1, 2005 ("new facilities") for energy deliveries equivalent to at least 0.25% of that LSE's prior year's retail sales ("minimum quantity").
 - *"Contract Volume"* (Column "Y") Input the total annual MWh as identified in the contract. Compliance with the minimum quota requirement is measured by contracted-for-energy, not deliveries.
 - > *"Generic Future Contracts"*: Input total forecasted annual deliveries by resource type
 - > *"Expired Contracts"*: User should identify expired contract by name and input annual deliveries (MWh) in the first year contract is no longer delivering for the LSE (per existing contract) and in every year thereafter. For example, if a contract with annual deliveries of 10,000 MWh expired 12/31/2007, user should enter 10,000 MWh in 2008 and in every year thereafter. If this same contract expired 6/30/2007, user should enter 5,000 MWh in 2007 and 10,000 in every year thereafter. If an expired or expiring contract is re-signed, remove contract information from "Expired Contracts" section and enter it under the appropriate contracting year, as you would for any other contract.
22. In the *"Contract Status"* column, "short-listed and/or under negotiation" is an option; use the short-listed option only for projects for which the IOU has a high level of confidence that a contract will be executed.
23. If any procurement data for a specific contract differs from what is entered into the CEC-RPS-Track form for that year, the specific cell should be highlighted and the discrepancy should be explained.

Spreadsheet user notes

- > Protecting confidential data: Individual cells may be formatted black, which will serve to redact info when excel file is converted to pdf. Select cell - click on "fill color" icon - choose black. Note: Once converted to pdf, additional steps are necessary to ensure redacted data is not accessible.
- > Adding and/or deleting rows. The "Earmarking Detail" tab and "Procurement Detail" tab allow user add to or delete rows. Within the desired section, highlight entire row(s) by selecting the excel row number(s) - right click and select "copy" - right click again and select "insert copied cells"

RPS Compliance Report: Summary

Praxair Plainfield, Inc.	2006
15-Aug-08	

RPS Summary Report	MWh	%
Prior Year California Retail Sales		
Annual Procurement Target (APT)		1.0%
California RPS-Eligible Procurement		0.0%
Annual Procurement Surplus/(Deficit)		
Adjusted Procurement Percentage*		1.0%

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

RPS Eligible Procurement	MWh	%
Biomass	0	0.0%
Digester Gas	0	0.0%
Biodiesel	0	0.0%
Landfill Gas	0	0.0%
Muni Solid Waste	0	0.0%
<i>Biopower Subtotal</i>	0	0.0%
Geothermal	0	0.0%
Small Hydro	0	0.0%
Conduit Hydro	0	0.0%
Solar PV	0	0.0%
Solar Thermal	0	0.0%
Wind	0	0.0%
Ocean/Tidal	0	0.0%
Fuel Cells	0	0.0%
Total RPS Eligible Procurement	0	0.0%

Flexible Compliance	MWh
IPT Deferral	
Earmarking	
Banked Procurement Applied	
Total Flexible Compliance	

Deficits and Penalties	2006
Preliminary Procurement (Deficit)	
Adjusted Annual Procurement Deficit	
Adjusted Deficit Deferred	
Potential Penalty	\$0
Current Penalty (with flexible compliance)	\$0

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

☒ Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include attachments as needed).

- Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)(2)(C)(ii).)

[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferral promotes ratepayer interests and RPS objectives, Showing of good cause, Insufficient transmission]

- If stating earmarked contracts as a reason for a temporary deferral, make sure contract names and planned energy deliveries match what is listed in Earmarking Detail and Procurement Detail tabs.

RPS Compliance Report: Summary

Praxair Plainfield, Inc.	2007
15-Aug-08	

RPS Summary Report	MWh	%
Prior Year California Retail Sales		
Annual Procurement Target (APT)		1.6%
California RPS-Eligible Procurement		0.0%
Annual Procurement Surplus/(Deficit)		
Adjusted Procurement Percentage*		1.6%

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

RPS Eligible Procurement	MWh	%
Biomass	0	0.0%
Digester Gas	0	0.0%
Biodiesel	0	0.0%
Landfill Gas	0	0.0%
Muni Solid Waste	0	0.0%
<i>Biopower Subtotal</i>	0	0.0%
Geothermal	0	0.0%
Small Hydro	0	0.0%
Conduit Hydro	0	0.0%
Solar PV	0	0.0%
Solar Thermal	0	0.0%
Wind	0	0.0%
Ocean/Tidal	0	0.0%
Fuel Cells	0	0.0%
Total RPS Eligible Procurement	0	0.0%

Flexible Compliance	MWh
IPT Deferral	
Earmarking	
Banked Procurement Applied	
Total Flexible Compliance	

Deficits and Penalties	2007
Preliminary Procurement (Deficit)	
Adjusted Annual Procurement Deficit	
Adjusted Deficit Deferred	
Potential Penalty	\$0
Current Penalty (with flexible compliance)	\$0

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

☒ Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include attachments as needed).

- Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)(2)(C)(ii).)

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- If stating earmarked contracts as a reason for a temporary deferral, make sure contract names and planned energy deliveries match what is listed in Earmarking Detail and Procurement Detail tabs.

RPS Compliance Report: Accounting

Praxair Plainfield, Inc.
15-Aug-08

Line#	RPS Baseline Calculation	(MWh)
1	2001 Total CA Retail Sales	
2	2001 CA RPS-Eligible Procurement	
3	2005 Total CA Retail Sales	
4	2005 Baseline Procurement Amount	

	Input Required
	Forecasted Data
	Actual Data

		Actual					Forecast			Forecast			Forecast						
RPS Procurement and Targets (MWh)		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
5	California Retail Sales	N/A	N/A								0	0	0	0	0	0	0	0	0
6	California RPS-Eligible Procurement	N/A	N/A	0							0	0	0	0	0	0	0	0	0
7	Annual Procurement Target (APT)	N/A	N/A	0							0	0	0	0	0	0	0	0	0
8	Incremental Procurement Target (IPT)	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
9	Preliminary Procurement Surplus/(Deficit)	N/A	N/A	0							0	0	0	0	0	0	0	0	0
10	APT Percentage	N/A	N/A	N/A	1.0%	1.6%	3.0%	4.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
11	Actual Procurement Percentage	N/A	N/A	0.0%	0.0%	0.0%	6.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
12	Adjusted Procurement Percentage*	N/A	N/A	N/A	1.0%	1.6%	3.1%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%

		Actual					Forecast			Forecast			Forecast						
Flexible Compliance - IPT Deferral		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
13	Maximum Deficit Eligible for Deferral	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
14	Deficit being Carried Forward to Year + 1	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
15	Deficit being Carried Forward to Year + 2	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
16	Deficit being Carried Forward to Year + 3	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
17	Total Current Year Deficit Carried Forward	N/A	N/A	N/A	494						0	0	0	0	0	0	0	0	0
18	Remaining Deficit from Year - 1 to Be Filled in Current Year	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
19	Remaining Deficit from Year - 2 to Be Filled in Current Year	N/A	N/A	N/A	N/A	N/A					0	0	0	0	0	0	0	0	0
20	Remaining Deficit from Year - 3 to Be Filled in Current Year	N/A	N/A	N/A	N/A	N/A	N/A				0	0	0	0	0	0	0	0	0
21	Total Prior Year IPT Deficits That Must Be Filled This Year	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
22	Current Year Surplus Procurement Applied to Year - 1 Deficit	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
23	Current Year Surplus Procurement Applied to Year - 2 Deficit	N/A	N/A	N/A	N/A	N/A					0	0	0	0	0	0	0	0	0
24	Current Year Surplus Procurement Applied to Year - 3 Deficit	N/A	N/A	N/A	N/A	N/A	N/A				0	0	0	0	0	0	0	0	0
25	Total Deliveries Applied to Prior Year IPT Deficits	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0

		Actual					Forecast			Forecast			Forecast						
Flexible Compliance - Earmarking		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
26	Portion of Current Year Deficit Eligible for Earmarking	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
27	Future Year Deliveries Earmarked from Year + 1	N/A	N/A	N/A	0						0	0	0	0	0	0	0	0	N/A
28	Future Year Deliveries Earmarked from Year + 2	N/A	N/A	N/A	0						0	0	0	0	0	0	N/A	N/A	N/A
29	Future Year Deliveries Earmarked from Year + 3	N/A	N/A	N/A	0						0	0	0	0	0	0	N/A	N/A	N/A
30	Total Projected Procurement Earmarked to Current Year	N/A	N/A	N/A	0						0	0	0	0	0	0	0	0	0
31	Current Year Deliveries Earmarked to Year - 1	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
32	Current Year Deliveries Earmarked to Year - 2	N/A	N/A	N/A	N/A	N/A					0	0	0	0	0	0	0	0	0
33	Current Year Deliveries Earmarked to Year - 3	N/A	N/A	N/A	N/A	N/A	N/A				0	0	0	0	0	0	0	0	0
34	Total Deliveries Earmarked to Prior Year Earmarked Deficits	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0

		Actual					Forecast			Forecast			Forecast						
Surplus Procurement Bank		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
35	Surplus Procurement Bank Balance as of Prior Year	N/A	N/A	0	0						74	74	74	74	74	74	74	74	74
36	Application of Banked Surplus Procurement to Current Year Deficit	N/A	N/A																
37	Adjusted Current Year Annual Surplus Procurement	N/A	N/A	0	0						0	0	0	0	0	0	0	0	0
38	Cumulative Surplus Procurement Bank Balance	N/A	N/A	0	0						74	74	74	74	74	74	74	74	74

		Actual					Forecast			Forecast			Forecast						
Adjusted Deficit		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
39	Adjusted Annual Procurement Deficit	N/A	N/A	N/A	0						0	0	0	0	0	0	0	0	0
40	Adjusted Deficit Deferred	N/A	N/A	N/A	0						0	0	0	0	0	0	0	0	0
41	Potential Penalty	N/A	N/A	N/A	\$0	\$0													
42	Current Penalty (with flexible compliance)	N/A	N/A	N/A	\$0	\$0													

Potential Penalty may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance

RPS Compliance Report Earmarking Detail

Input Required
Forecasted Data
Actual Data

Praxair Plainfield, Inc.
15-Aug-08

[illegible][illegible]

RPS Compliance Report: Procurement Detail

	Input Required
	Forecasted Data
	Actual Data

Praxair Plainfield, Inc.
15-Aug-08

Procurement Summary	Actual MWh				Forecast MWh					Forecast MWh								
	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
total RPS Eligible Procurement	0	0	0	0						0	0	0	0	0	0	0	0	0
Existing and/or Signed Contracts	0	0	0	0						0	0	0	0	0	0	0	0	0
Short-Term Under Negotiation/Pending Approval	0	0	0	0						0	0	0	0	0	0	0	0	0
General Future Contracts	0	0	0	0						0	0	0	0	0	0	0	0	0
Annual Contracting Quota Requirement	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
RPS Contracts - long-term and/or new, as it is	N/A	N/A	N/A	N/A														
RPS Contracts - short-term as it is existing fact file	N/A	N/A	N/A	N/A														
Surplus Contracting Quota Bank as of Prior Year	N/A	N/A	N/A	N/A														
Banked Surplus Applied to Annual Quota	N/A	N/A	N/A	N/A														
Cumulative Surplus Contracting Quota Bank	N/A	N/A	N/A	N/A														
Minimum Annual Contracting Quota Shortfall	N/A	N/A	N/A	N/A														

RPS Eligible Procurement By Resource Type	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Biomass	0	0	0	0						0	0	0	0	0	0	0	0	0
Digester Gas	0	0	0	0						0	0	0	0	0	0	0	0	0
Biodiesel	0	0	0	0						0	0	0	0	0	0	0	0	0
Landfill Gas	0	0	0	0						0	0	0	0	0	0	0	0	0
Municipal Solid Waste	0	0	0	0						0	0	0	0	0	0	0	0	0
Geothermal	0	0	0	0						0	0	0	0	0	0	0	0	0
Small Hydro	0	0	0	0						0	0	0	0	0	0	0	0	0
Concentrated Solar	0	0	0	0						0	0	0	0	0	0	0	0	0
Solar PV	0	0	0	0						0	0	0	0	0	0	0	0	0
Solar Thermal	0	0	0	0						0	0	0	0	0	0	0	0	0
Wind	0	0	0	0						0	0	0	0	0	0	0	0	0
Ocean/Tidal	0	0	0	0						0	0	0	0	0	0	0	0	0
Fuel Cells	0	0	0	0						0	0	0	0	0	0	0	0	0

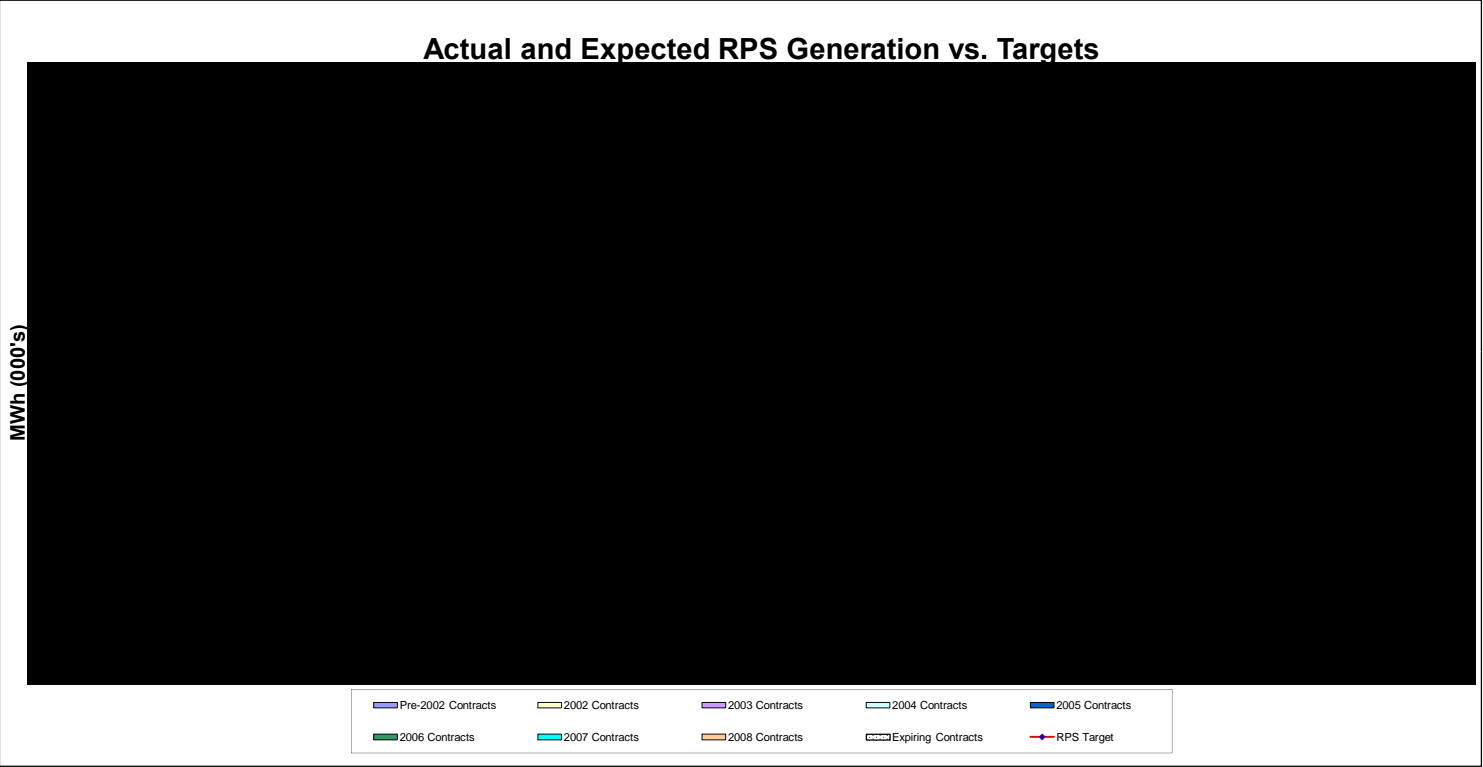
Contract Detail	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	Contract Status	Facility Status
Pre 2002 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Biomass	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Digester Gas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Biodiesel	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Landfill Gas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Municipal Solid Waste	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Geothermal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Small Hydro	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Concentrated Solar	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Solar PV	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Solar Thermal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Wind	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Ocean/Tidal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Fuel Cells	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2002 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2003 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2004 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2005 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2006 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2007 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2008 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		

[illegible]

RPS Compliance Report Performance Chart

Praxair Plainfield, Inc.
15-Aug-08

RPS Procurement and Targets (MWh)	Actual MWh					Forecast MWh				Forecast MWh			Forecast MWh					
	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Total Retail Sales	N/A	N/A								0	0	0	0	0	0	0	0	0
Actual RPS Procurement %	N/A	N/A								0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
IPT	N/A	N/A								0	0	0	0	0	0	0	0	0
APT % (Baseline for 2003)	N/A	N/A								0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
APT as MWh Amount	N/A	N/A								0	0	0	0	0	0	0	0	0
Preliminary Surplus/(Deficit)	N/A	N/A								0	0	0	0	0	0	0	0	0



RPS Compliance Report: Calculations

RPS Baseline Inputs (MWh)		
Line#	Calculation	Notes
	Pursuant to D.07-07-025, the 2005 Initial Baseline Procurement Amount for the electric service providers (ESPs) is calculated using the following equation(s): 2001 CA RPS-eligible Procurement / 2001 total CA retail sales X 2005 total CA retail sales	
1-4	ESPs beginning retail sales in California between January 1, 2002 and December 31, 2005, the analogous formula is: CA RPS-eligible procurement in first year of CA retail sales / first-year CA retail sales X 2005 total CA retail sales	
	ESPs beginning retail sales after December 31, 2005, the Baseline Procurement Amount is equal to first year's RPS-Eligible Procurement	

RPS Procurement and Targets (MWh)		
Line#	Calculation	Notes
5	User supplied data	Annual retail sales actual and forecast
6	Data from "Procurement Detail" tab	In current and past years, this line should equal Total RPS-Eligible Procurement in procurement detail tab.
7	Prior year Line 7 + Line 8	
8	1% of line 5 (Y-1)	
9	Line 6 - Line 7	
10	Line 7 / Line 5 (Y-1)	
11	Line 6 / Line 5 (Y-1)	In 2005, 2005 CA RPS procurement is divided by 2001 CA total retail sales (or first-year CA retail sales).
12	(Line 6 + Line 17 + Line 25 + Line 30 + Line 34 + Line 36) / Line 5 (Y-1)	RPS procurement percentage after applying flexible compliance, assuming all allowable planned deliveries come online as planned.

Flexible Compliance - IPT Deferral		
Line#	Calculation	Notes
13	Up to 0.25% of Prior Year Retail Sales	The first year with an IPT, 100% of the PT can be deferred for up to 3 years without explanation.
14-16	User supplied data	
17	Sum of Lines 14-16	Current year deficit carried forward. Warning triggered if cell value is greater than Line 13.
18-20	Record of Lines 14-16	Deferred IPT obligations due in current year.
21	Sum of Lines 18-20	Total deferred IPT obligations due in current year
22-24	User supplied data	Past year IPT obligations retired with current year surplus procurement. Per accounting rules D. 06-10-050, Attachment A, page 9-10, current year deliveries may only be applied to past year IPT deficits after earmarked deliveries have been subtracted, and after any deliveries needed to meet current year APT have also been subtracted (D 03-06-0711, Conclusion of Law 25).
25	Sum of Lines 22-24	Total current year surplus applied to prior year PT obligations due in current year

Flexible Compliance - Earmarking		
Line#	Calculation	Notes
26	Line 9 + Line 13 + Line 34	Portion of current year deficit greater than allowable IPT Deferral
27-29	Data from "Earmarking Detail" tab	
30	Sum of Lines 27-29	
31-33	User supplied data	User supplied data. Current year deliveries may only be applied to past year deficits which have been deferred by earmarking, after current year APT has been met (D.03-06-071), Conclusion of Law 25).
34	Sum of Lines 31-33	Total current year surplus subtracted to meet prior years Earmarking obligations due in current year

Surplus Procurement Bank		
Line#	Calculation	Notes
35	Line 38 (Y-1)	
36	User supplied data	
37	Line 9+ Line 25 + Line 34	Current year surplus procurement less any prior year PT obligations and/or Earmarking obligations
38	Sum of Lines 35-37	

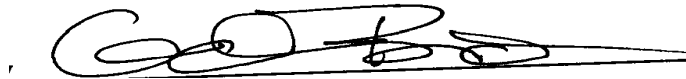
Adjusted Deficit		
Line#	Calculation	Notes
39	Line 9 + balance of IPT obligations after 3 years + balance of Earmarking obligations after 3 years	In any current year, the adjusted annual procurement deficit is the LSE's annual deficit less any deliveries used to meet PT or Earmarking obligations for prior years deficits. Any portion of adjusted annual procurement deficit that remains after the following three years is subject to penalty.
40	Balance of PT obligations after 3 years + balance of Earmarking obligations after 3	In any current year, the adjusted deficit temporarily excused is the sum of IPT deferral and Earmarked deliveries (line 17+ line 30). Any portion of line 40 remaining after 3 years will be reflected in line 39 and subject to penalty.
41	Line 39 * \$50.0	Per accounting rules, LSEs must list penalty based the size of on adjusted annual procurement deficit, even if allowable reasons are being given for why the penalty is not yet due and payable. Penalties are assessed at \$0.05/kWh deficit.
42	(Line 39 + 40) * \$50.0	LSEs have the opportunity to make up annual procurement deficits through existing flexible compliance rules. Accordingly, if an LSE has a deficit in year 1, and is able to fully exercise flexible compliance mechanisms, the penalty for year 1 compliance may not apply.

Attorney Verification (Rule 1.11)

I am the attorney for Praxair Plainfield, Inc., ("PPI") the submitting entity. An officer of PPI is absent from the County of Sacramento, California, where I have my office, and I make this verification for said submission on behalf of PPI for that reason. The statements in the foregoing document are true of my own knowledge, except as to matters which are stated on information or belief, and as to those matter I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 15, 2008 at Sacramento, California.

A handwritten signature in black ink, appearing to read 'Andrew B. Brown', with a long horizontal line extending to the right.

Andrew B. Brown
Ellison, Schneider & Harris, LLP
2015 H Street
Sacramento, CA 95811
916-447-2166
abb@eslawfirm.com

Appendix “B”

CONFIDENTIAL DOCUMENT

DO NOT DISCLOSE

PLAINFIELD SUBMISSION

Submitted Under Seal

[Public Version Includes Redacted Submission

Public Version Separately Served on all parties August 15, 2008]

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Continue
Implementation and Administration of California
Renewables Portfolio Standard Program.

Rulemaking 06-05-027
(Filed May 25, 2006)

**PRAXAIR PLAINFIELD, INC.'S AUGUST 2008 SEMI-
ANNUAL COMPLIANCE REPORT PURSUANT TO THE
CALIFORNIA RENEWABLES PORTFOLIO STANDARD**

PUBLIC REDACTED VERSION

15-Aug-08
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CALIFORNIA'S RENEWABLES PORTFOLIO STANDARD

Reporting and Compliance Worksheet Instructions

1. California's RPS Program requires Investor Owned Utilities (IOU), Multi-Jurisdictional Utilities (MJU), and Electric Service Providers (ESP) file a minimum of two reports each year illustrating performance within the program.
 - > The March 1 report (with updates after the California Energy Commission (CEC) verifies procurement, as needed) is used by the Commission to determine compliance for the prior year(s). This report states historic performance in the RPS program, current year targets and procurement data, and forecasts targets and procurement data for at least three years (D.06-10-050, page 45, 49).
 - > The August 1 report states historic performance in the RPS program, current year targets and procurement data, and forecasts targets and procurement levels for each year forward through 2020 (D.06-10-050, page 45, 51). The August report may be used by the Commission to make a final determination of compliance for the prior year(s).
2. If any load serving entity (LSE) seeks confidentiality protection for any of the information required by the RPS Compliance Report, it shall comply with the substantive and procedural rules set forth in D.06-06-066, as modified by D.08-04-023, the Commission's decision in its Confidentiality proceeding, Rulemaking (R.) 05-06-040, and any subsequent decisions issued in the same or successor proceeding. A declaration for Confidentiality should include the identification of all redacted information by tab name and cell reference.
3. RPS compliance reports will be submitted to the Commission as specified below:
 - > Serve a public version on the service list in proceeding R.06-05-027
 - > File a confidential version with the Energy Division
4. Any questions regarding the completion and/or filing of this report can be directed to:
Sean Simon, Energy Division, California Public Utilities Commission: svn@cpuc.ca.gov, (415) 703-3791
5. Please make sure that the following information about the filing entity is included on each tab:
 - > Name of the LSE filing the Report
 - > Date the Report is being filed
6. Include a Title Page in accordance with the Commission's Rules of Practice and Procedure (Rule 1.6)
7. Complete the Officer Verification Form in the format provided (Rule 1.11)
8. Yellow cells throughout the spreadsheet indicate user supplied data by the LSE where and when applicable.
9. All data must be entered in MWh out to three decimal points to accurately account for retail sales, procurement and targets. The spreadsheet will display MWh throughout. Do not round any reporting data.
10. The spreadsheet included in this report has locked cells to ensure that targets, procurement and penalties are accurately calculated and reported from the data provided by the user. An unprotected version of the spreadsheet is also available by request.
11. Line #'s in the "Accounting" tab hyperlink to the "Calculations" tab, which provides additional information on the particular line item or section of the "Accounting" tab.

SUMMARY TAB

12. The "Summary" tab is linked to the "Accounting" tab and "Procurement Detail" tab, no data entry is required.
13. If the LSE determines that additional information is required in order to present a full and complete report, mark the box provided on the "Summary" tab. Any additional information should support the LSE's claim within the guidelines of the eight allowable reasons for noncompliance. Furthermore, please state anything else the filing LSE believes is necessary for a full and complete reporting to the Commission in order to allow an informed decision on compliance. This may include, for example, footnotes and other explanatory information as necessary and reasonable.

ACCOUNTING TAB

14. Begin by selecting the appropriate headings and entering accurate data for Lines 1-3, this will calculate the ESPs' Baseline Procurement Amount. See D.07-07-025, Order Modifying Decision 06-10-019, for the Commission adopted ESP Baseline formula(s). (The Calculation tab for this report also documents the ESP Baseline formula(s))
15. In Line 4, select the appropriate Baseline year. ESPs beginning retail operations in California on or after January 1, 2006 will have an Initial Baseline Procurement Amount based on their total RPS-eligible procurement in their first calendar year of operation (D.07-07-025).
16. In Line 5, enter actual and forecasted sales figures to generate Incremental Procurement Targets (IPT) and Annual Procurement Targets (APT).
17. In deficit years, the spreadsheet calculates what portion of the deficit is eligible for IPT deferral and Earmarking. The user

records how they elect to treat the deficit(s) in the relevant sections, including using surplus procurement.

EARMARKING DETAIL TAB

18. Enter information for contracts that are eligible for earmarking and are being used for flexible compliance purposes. Data populates the earmarking section in the "Accounting" tab.

PROCUREMENT DETAIL TAB

19. Procurement Summary: *Total RPS Eligible Procurement* is differentiated by three categories, *existing and/or signed contracts*, *short-listed/under negotiation/pending approval*, and *generic future contracts*. This section is populated by completing the Contract Detail section below. If the LSE has entered into contracts that are short-term or with existing facilities but cannot meet its Annual Minimum Contracting Requirement, then deliveries from those contracts may not be used for compliance in any year (D.07-05-028).
- > *Annual Contracting Quota Requirement*: LSEs must enter into long-term contracts or contracts with new facilities for energy deliveries equivalent to at least 0.25% of that LSE's prior years' retail sales, if it intends to use deliveries from short-term contracts and/or existing facilities, for RPS compliance purposes.
 - Contracts are differentiated by Contract term-length and type (row 15:16). All deliveries from "long-term and/or new" are automatically entered into "Cumulative Surplus Contracting Quota Bank" (row 19) and the user must input the MWh in row 18 that the LSE needs to comply with the Annual Contracting Quota Requirement, if necessary.
20. RPS Eligible Procurement by Resource Type: This report must state the amount procured or projected to be procured from each resource type (D.05-07-039, Appendix A, D.06-10-050, page 47-48). This information is reported in rows 25-38 in the "Procurement Detail" tab and populated by completing the "Contract Detail" section.
21. Contract Detail: For each contract, enter actual and forecasted delivery data throughout the contract term. Do not assume that an expiring contract will be renegotiated. In the first year a project is no longer under contract, remove the contract and/or MWh deliveries (in the case of pre-2002 contracts), and list the contract in the Expired Contracts section below.
- > *Pre-2002 Contracts*: Input total annual deliveries by resource type
 - > *2002-2008 years' Contracts*: List contracts by name, annual deliveries (MWh), project status, facility status and resource type.
 - > *2005-2008 years' Contracts*: In addition to the requirements above, Contracts from these years should be identified by term-length, short-term (less than 10 years) and long-term, as well as, by type, existing or new (defined below). For 2005 and 2006 contracts that were signed prior to 2007 can be identified as "n/a" for this purpose (refer to Column "X").
 - *"Contract Length / Type"* (Column "X") Pursuant to D.07-05-028, starting in 2007, each RPS-obligated LSE must, in order to be able to count for any RPS compliance purpose energy deliveries from contracts of less than 10 years' duration ("short-term") with RPS-eligible facilities that commenced commercial operation prior to January 1, 2005 ("existing facilities"), in each calendar year enter into contracts with facilities of at least 10 years' duration ("long-term") and/or short-term contracts with facilities that commenced commercial operation on or after January 1, 2005 ("new facilities") for energy deliveries equivalent to at least 0.25% of that LSE's prior year's retail sales ("minimum quantity").
 - *"Contract Volume"* (Column "Y") Input the total annual MWh as identified in the contract. Compliance with the minimum quota requirement is measured by contracted-for-energy, not deliveries.
 - > *"Generic Future Contracts"*: Input total forecasted annual deliveries by resource type
 - > *"Expired Contracts"*: User should identify expired contract by name and input annual deliveries (MWh) in the first year contract is no longer delivering for the LSE (per existing contract) and in every year thereafter. For example, if a contract with annual deliveries of 10,000 MWh expired 12/31/2007, user should enter 10,000 MWh in 2008 and in every year thereafter. If this same contract expired 6/30/2007, user should enter 5,000 MWh in 2007 and 10,000 in every year thereafter. If an expired or expiring contract is re-signed, remove contract information from "Expired Contracts" section and enter it under the appropriate contracting year, as you would for any other contract.
22. In the *"Contract Status"* column, "short-listed and/or under negotiation" is an option; use the short-listed option only for projects for which the IOU has a high level of confidence that a contract will be executed.
23. If any procurement data for a specific contract differs from what is entered into the CEC-RPS-Track form for that year, the specific cell should be highlighted and the discrepancy should be explained.

Spreadsheet user notes

- > Protecting confidential data: Individual cells may be formatted black, which will serve to redact info when excel file is converted to pdf. Select cell - click on "fill color" icon - choose black. Note: Once converted to pdf, additional steps are necessary to ensure redacted data is not accessible.
- > Adding and/or deleting rows. The "Earmarking Detail" tab and "Procurement Detail" tab allow user add to or delete rows. Within the desired section, highlight entire row(s) by selecting the excel row number(s) - right click and select "copy" - right click again and select "insert copied cells"

RPS Compliance Report: Summary

PRAXAIR PLAINFIELD, INC.	2006
15-AUG-2008	

RPS Summary Report	MWh	%
Prior Year California Retail Sales		
Annual Procurement Target (APT)		1.0%
California RPS-Eligible Procurement		0.0%
Annual Procurement Surplus/(Deficit)		
Adjusted Procurement Percentage*		1.0%

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

RPS Eligible Procurement	MWh	%
Biomass	0	0.0%
Digester Gas	0	0.0%
Biodiesel	0	0.0%
Landfill Gas	0	0.0%
Muni Solid Waste	0	0.0%
<i>Biopower Subtotal</i>	0	0.0%
Geothermal	0	0.0%
Small Hydro	0	0.0%
Conduit Hydro	0	0.0%
Solar PV	0	0.0%
Solar Thermal	0	0.0%
Wind	0	0.0%
Ocean/Tidal	0	0.0%
Fuel Cells	0	0.0%
Total RPS Eligible Procurement	0	0.0%

Flexible Compliance	MWh
IPT Deferral	
Earmarking	
Banked Procurement Applied	
Total Flexible Compliance	

Deficits and Penalties	2006
Preliminary Procurement (Deficit)	
Adjusted Annual Procurement Deficit	
Adjusted Deficit Deferred	
Potential Penalty	\$0
Current Penalty (with flexible compliance)	\$0

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

☒ Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include attachments as needed).

- Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)(2)(C)(ii).)

[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferral promotes ratepayer interests and RPS objectives, Showing of good cause, Insufficient transmission]

- If stating earmarked contracts as a reason for a temporary deferral, make sure contract names and planned energy deliveries match what is listed in Earmarking Detail and Procurement Detail tabs.

RPS Compliance Report: Summary

PRAXAIR PLAINFIELD, INC.	2007
15-AUG-2008	

RPS Summary Report	MWh	%
Prior Year California Retail Sales		
Annual Procurement Target (APT)		1.6%
California RPS-Eligible Procurement		0.0%
Annual Procurement Surplus/(Deficit)		
Adjusted Procurement Percentage*		1.6%

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

RPS Eligible Procurement	MWh	%
Biomass	0	0.0%
Digester Gas	0	0.0%
Biodiesel	0	0.0%
Landfill Gas	0	0.0%
Muni Solid Waste	0	0.0%
<i>Biopower Subtotal</i>	0	0.0%
Geothermal	0	0.0%
Small Hydro	0	0.0%
Conduit Hydro	0	0.0%
Solar PV	0	0.0%
Solar Thermal	0	0.0%
Wind	0	0.0%
Ocean/Tidal	0	0.0%
Fuel Cells	0	0.0%
Total RPS Eligible Procurement	0	0.0%

Flexible Compliance	MWh
IPT Deferral	
Earmarking	
Banked Procurement Applied	
Total Flexible Compliance	

Deficits and Penalties	2007
Preliminary Procurement (Deficit)	
Adjusted Annual Procurement Deficit	
Adjusted Deficit Deferred	
Potential Penalty	\$0
Current Penalty (with flexible compliance)	\$0

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

☒ Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include attachments as needed).

- Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)(2)(C)(ii).)

[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferral promotes ratepayer interests and RPS objectives, Showing of good cause, Insufficient transmission]

- If stating earmarked contracts as a reason for a temporary deferral, make sure contract names and planned energy deliveries match what is listed in Earmarking Detail and Procurement Detail tabs.

RPS Compliance Report: Accounting

PRAXAIR PLAINFIELD, INC.
15-Aug-08

Line#	RPS Baseline Calculation	(MWh)
1	2001 Total CA Retail Sales	
2	2001 CA RPS-Eligible Procurement	
3	2005 Total CA Retail Sales	
4	2005 Baseline Procurement Amount	

	Input Required
	Forecasted Data
	Actual Data

		Actual					Forecast			Forecast			Forecast						
RPS Procurement and Targets (MWh)		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
5	California Retail Sales	N/A	N/A								0	0	0	0	0	0	0	0	0
6	California RPS-Eligible Procurement	N/A	N/A	0							0	0	0	0	0	0	0	0	0
7	Annual Procurement Target (APT)	N/A	N/A	0							0	0	0	0	0	0	0	0	0
8	Incremental Procurement Target (IPT)	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
9	Preliminary Procurement Surplus/(Deficit)	N/A	N/A	0							0	0	0	0	0	0	0	0	0
10	APT Percentage	N/A	N/A	N/A							0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
11	Actual Procurement Percentage	N/A	N/A	0.0%	0.0%	0.0%	6.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
12	Adjusted Procurement Percentage*	N/A	N/A	N/A	1.0%	1.6%	3.1%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%

		Actual					Forecast			Forecast			Forecast						
Flexible Compliance - IPT Deferral		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
13	Maximum Deficit Eligible for Deferral	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
14	Deficit being Carried Forward to Year + 1	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
15	Deficit being Carried Forward to Year + 2	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
16	Deficit being Carried Forward to Year + 3	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
17	Total Current Year Deficit Carried Forward	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
18	Remaining Deficit from Year - 1 to Be Filled in Current Year	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
19	Remaining Deficit from Year - 2 to Be Filled in Current Year	N/A	N/A	N/A	N/A	N/A					0	0	0	0	0	0	0	0	0
20	Remaining Deficit from Year - 3 to Be Filled in Current Year	N/A	N/A	N/A	N/A	N/A	N/A				0	0	0	0	0	0	0	0	0
21	Total Prior Year IPT Deficits That Must Be Filled This Year	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
22	Current Year Surplus Procurement Applied to Year - 1 Deficit	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
23	Current Year Surplus Procurement Applied to Year - 2 Deficit	N/A	N/A	N/A	N/A	N/A					0	0	0	0	0	0	0	0	0
24	Current Year Surplus Procurement Applied to Year - 3 Deficit	N/A	N/A	N/A	N/A	N/A	N/A				0	0	0	0	0	0	0	0	0
25	Total Deliveries Applied to Prior Year IPT Deficits	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0

		Actual					Forecast			Forecast			Forecast						
Flexible Compliance - Earmarking		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
26	Portion of Current Year Deficit Eligible for Earmarking	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
27	Future Year Deliveries Earmarked from Year + 1	N/A	N/A	N/A							0	0	0	0	0	0	0	0	N/A
28	Future Year Deliveries Earmarked from Year + 2	N/A	N/A	N/A							0	0	0	0	0	0	N/A	N/A	N/A
29	Future Year Deliveries Earmarked from Year + 3	N/A	N/A	N/A							0	0	0	0	0	0	N/A	N/A	N/A
30	Total Projected Procurement Earmarked to Current Year	N/A	N/A	N/A							0	0	0	0	0	0	0	0	0
31	Current Year Deliveries Earmarked to Year - 1	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0
32	Current Year Deliveries Earmarked to Year - 2	N/A	N/A	N/A	N/A	N/A					0	0	0	0	0	0	0	0	0
33	Current Year Deliveries Earmarked to Year - 3	N/A	N/A	N/A	N/A	N/A	N/A				0	0	0	0	0	0	0	0	0
34	Total Deliveries Earmarked to Prior Year Earmarked Deficits	N/A	N/A	N/A	N/A						0	0	0	0	0	0	0	0	0

		Actual					Forecast			Forecast			Forecast						
Surplus Procurement Bank		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
35	Surplus Procurement Bank Balance as of Prior Year	N/A	N/A	0	0						74	74	74	74	74	74	74	74	74
36	Application of Banked Surplus Procurement to Current Year Deficit	N/A	N/A																
37	Adjusted Current Year Annual Surplus Procurement	N/A	N/A	0	0						0	0	0	0	0	0	0	0	0
38	Cumulative Surplus Procurement Bank Balance	N/A	N/A	0	0						74	74	74	74	74	74	74	74	74

		Actual					Forecast			Forecast			Forecast						
Adjusted Deficit		2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
39	Adjusted Annual Procurement Deficit	N/A	N/A	N/A	0						0	0	0	0	0	0	0	0	0
40	Adjusted Deficit Deferred	N/A	N/A	N/A	0						0	0	0	0	0	0	0	0	0
41	Potential Penalty	N/A	N/A	N/A	\$0	\$0													
42	Current Penalty (with flexible compliance)	N/A	N/A	N/A	\$0	\$0													

Potential Penalty may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance

RPS Compliance Report Earmarking Detail

	Input Required
	Forecasted Data
	Actual Data

PRAXAIR PLAINFIELD, INC.
15-Aug-08

[illegible][illegible]

RPS Compliance Report: Procurement Detail

	Input Required
	Forecasted Data
	Actual Data

PRAXAIR PLANTFIELD INC
15-Aug-08

Procurement Summary	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
total RPS Eligible Procurement	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Existing and/or Signed Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Short-Term Under Negotiation/Pending Approval	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Contract Future Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Annual Contracting Quota Requirement	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
RPS Contracts: long-term and/or new, as it is	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
RPS Contracts: short-term as it is existing fact file	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Surplus Contracting Quota Bank as of Prior Year	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Banked Surplus Applied to Annual Quota	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Cumulative Surplus Contracting Quota Bank	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Minimum Annual Contracting Quota Shortfall	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

RPS Eligible Procurement By Resource Type	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Biomass	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Digester Gas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Biodiesel	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Landfill Gas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Municipal Solid Waste	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Geothermal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Small Hydro	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Concentrated Solar	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Solar PV	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Solar Thermal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Wind	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Ocean/Tidal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Fuel Cells	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

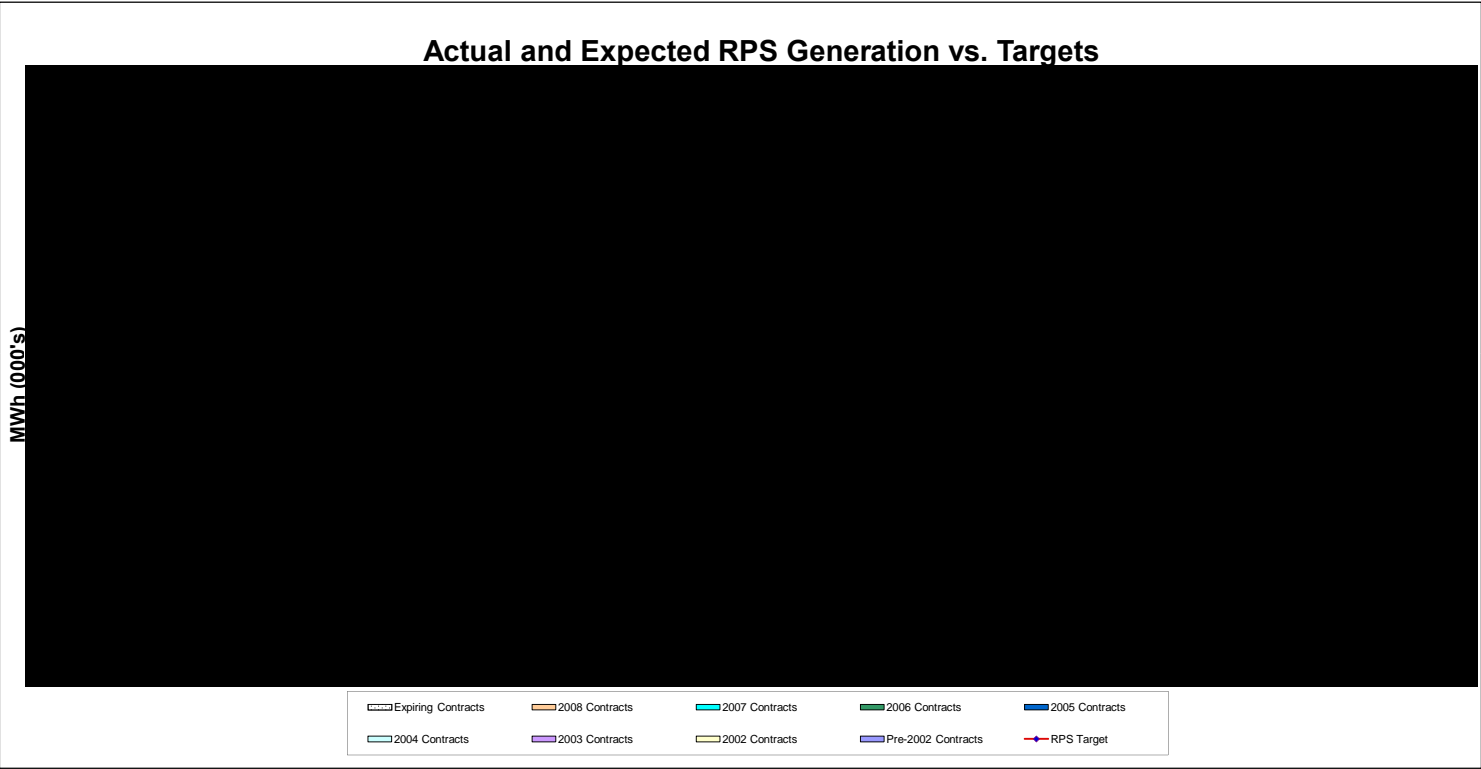
Contract Detail	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	Contract Status	Facility Status
Pre 2002 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Biomass	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Digester Gas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Biodiesel	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Landfill Gas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Municipal Solid Waste	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Geothermal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Small Hydro	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Concentrated Solar	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Solar PV	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Solar Thermal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Wind	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Ocean/Tidal	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Fuel Cells	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2002 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2003 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2004 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2005 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2006 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2007 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
2008 Contracts	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		
Contract Name	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0		

[illegible]

RPS Compliance Report Performance Chart

PRAXAIR PLAINFIELD, INC.
15-Aug-08

RPS Procurement and Targets (MWh)	Actual MWh			Forecast MWh				Forecast MWh		Forecast MWh									
	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	
Total Retail Sales	N/A	N/A								0	0	0	0	0	0	0	0	0	0
Actual RPS Procurement %	N/A	N/A								0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
IPT	N/A	N/A								0	0	0	0	0	0	0	0	0	0
APT % (Baseline for 2003)	N/A	N/A								0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
APT as MWh Amount	N/A	N/A								0	0	0	0	0	0	0	0	0	0
Preliminary Surplus/(Deficit)	N/A	N/A								0	0	0	0	0	0	0	0	0	0



RPS Compliance Report: Calculations

RPS Baseline Inputs (MWh)		
Line#	Calculation	Notes
	Pursuant to D.07-07-025, the 2005 Initial Baseline Procurement Amount for the electric service providers (ESPs) is calculated using the following equation(s): 2001 CA RPS-eligible Procurement / 2001 total CA retail sales X 2005 total CA retail sales	
1-4	ESPs beginning retail sales in California between January 1, 2002 and December 31, 2005, the analogous formula is: CA RPS-eligible procurement in first year of CA retail sales / first-year CA retail sales X 2005 total CA retail sales	
	ESPs beginning retail sales after December 31, 2005, the Baseline Procurement Amount is equal to first year's RPS-Eligible Procurement	

RPS Procurement and Targets (MWh)		
Line#	Calculation	Notes
5	User supplied data	Annual retail sales actual and forecast
6	Data from "Procurement Detail" tab	In current and past years, this line should equal Total RPS-Eligible Procurement in procurement detail tab.
7	Prior year Line 7 + Line 8	
8	1% of line 5 (Y-1)	
9	Line 6 - Line 7	
10	Line 7 / Line 5 (Y-1)	
11	Line 6 / Line 5 (Y-1)	In 2005, 2005 CA RPS procurement is divided by 2001 CA total retail sales (or first-year CA retail sales).
12	(Line 6 + Line 17 + Line 25 + Line 30 + Line 34 + Line 36) / Line 5 (Y-1)	RPS procurement percentage after applying flexible compliance, assuming all allowable planned deliveries come online as planned.

Flexible Compliance - IPT Deferral		
Line#	Calculation	Notes
13	Up to 0.25% of Prior Year Retail Sales	The first year with an IPT, 100% of the PT can be deferred for up to 3 years without explanation.
14-16	User supplied data	
17	Sum of Lines 14-16	Current year deficit carried forward. Warning triggered if cell value is greater than Line 13.
18-20	Record of Lines 14-16	Deferred IPT obligations due in current year.
21	Sum of Lines 18-20	Total deferred IPT obligations due in current year
22-24	User supplied data	Past year IPT obligations retired with current year surplus procurement. Per accounting rules D. 06-10-050, Attachment A, page 9-10, current year deliveries may only be applied to past year IPT deficits after earmarked deliveries have been subtracted, and after any deliveries needed to meet current year APT have also been subtracted (D 03-06-0711, Conclusion of Law 25).
25	Sum of Lines 22-24	Total current year surplus applied to prior year PT obligations due in current year

Flexible Compliance - Earmarking		
Line#	Calculation	Notes
26	Line 9 + Line 13 + Line 34	Portion of current year deficit greater than allowable IPT Deferral
27-29	Data from "Earmarking Detail" tab	
30	Sum of Lines 27-29	
31-33	User supplied data	User supplied data. Current year deliveries may only be applied to past year deficits which have been deferred by earmarking, after current year APT has been met (D.03-06-071), Conclusion of Law 25).
34	Sum of Lines 31-33	Total current year surplus subtracted to meet prior years Earmarking obligations due in current year

Surplus Procurement Bank		
Line#	Calculation	Notes
35	Line 38 (Y-1)	
36	User supplied data	
37	Line 9+ Line 25 + Line 34	Current year surplus procurement less any prior year PT obligations and/or Earmarking obligations
38	Sum of Lines 35-37	

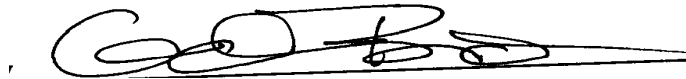
Adjusted Deficit		
Line#	Calculation	Notes
39	Line 9 + balance of IPT obligations after 3 years + balance of Earmarking obligations after 3 years	In any current year, the adjusted annual procurement deficit is the LSE's annual deficit less any deliveries used to meet PT or Earmarking obligations for prior years deficits. Any portion of adjusted annual procurement deficit that remains after the following three years is subject to penalty.
40	Balance of PT obligations after 3 years + balance of Earmarking obligations after 3	In any current year, the adjusted deficit temporarily excused is the sum of IPT deferral and Earmarked deliveries (line 17+ line 30). Any portion of line 40 remaining after 3 years will be reflected in line 39 and subject to penalty.
41	Line 39 * \$50.0	Per accounting rules, LSEs must list penalty based the size of on adjusted annual procurement deficit, even if allowable reasons are being given for why the penalty is not yet due and payable. Penalties are assessed at \$0.05/kWh deficit.
42	(Line 39 + 40) * \$50.0	LSEs have the opportunity to make up annual procurement deficits through existing flexible compliance rules. Accordingly, if an LSE has a deficit in year 1, and is able to fully exercise flexible compliance mechanisms, the penalty for year 1 compliance may not apply.

Attorney Verification (Rule 1.11)

I am the attorney for Praxair Plainfield, Inc., ("PPI") the submitting entity. An officer of PPI is absent from the County of Sacramento, California, where I have my office, and I make this verification for said submission on behalf of PPI for that reason. The statements in the foregoing document are true of my own knowledge, except as to matters which are stated on information or belief, and as to those matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 15, 2008 at Sacramento, California.

A handwritten signature in black ink, appearing to read 'A. B. Brown', with a long horizontal line extending to the right.

Andrew B. Brown
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Sacramento, CA 95811
916-447-2166
abb@eslawfirm.com

Appendix “C”

CONFIDENTIAL AFFIDAVIT

Confidential Information, Do Not Disclose

[Public Version Includes Redacted Submission

Public Version Separately Served on all parties August 15, 2008]

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Continue
Implementation and Administration of the California
Renewables Portfolio Standard Program.

Rulemaking 06-05-027
(Filed May 25, 2006)

**CONFIDENTIAL DECLARATION
OF RICKY C. NOGER**


I, RICKY C. NOGER, state in support of Praxair Plainfield, Inc.'s ("Plainfield") assertion of confidentiality the following of which I have direct knowledge:

1. I am the Energy Manager [REDACTED]
[REDACTED] Praxair Plainfield, Inc. ("Plainfield"), an Energy Services Provider registered with the California Public Utilities Commission and the party submitting the RPS report herein.
2. [REDACTED]
3. [REDACTED]
4. The Unlocked Spreadsheet in Appendix B amends the Commission's RPS template to account for the fact that [REDACTED]
[REDACTED] To do so, formulas in certain cells had to be modified or removed in order to account for the fact that [REDACTED]
[REDACTED].
5. The Locked and Unlocked Spreadsheets also reflect changes [REDACTED]
[REDACTED]

- [REDACTED]
6. [REDACTED]
7. [REDACTED] would be harmed if certain [REDACTED] information regarding [REDACTED] is disclosed, particularly near-term consumption-related data. While this data is temporarily protected under Commission rules for Resource Adequacy Compliance submissions, that same data may become public [REDACTED] competitors if publicly disclosed in the RPS compliance materials. This would occur [REDACTED] considers to be a “trade secret” under California law. The precision of the information that would be publicly disclosed is not otherwise made public on such a prompt basis. [REDACTED]
- [REDACTED]
- [REDACTED] Harm to Plainfield would occur both to Plainfield’s customer, [REDACTED] and to Plainfield in terms of competing retail suppliers having direct insight into the requirements of [REDACTED].
8. Because the energy data contained in the Renewables Portfolio Standard Program is sensitive trade secret information related to [REDACTED] its public disclosure would represent a *de facto* public release of customer-specific trade secret information. Because of this, Plainfield is situated differently than other Energy Services Providers, and therefore needs unique protections to maintain [REDACTED] trade secret data confidential.
9. Plainfield is creating a redacted, public document in conformance with D.06-06-066 and D.08-04-023 and the ESP Matrices appended thereto. In addition, because of the design of the RPS compliance materials, disclosure of certain older information may be used to easily calculate [REDACTED] data. Accordingly, the redactions made in the public document extend beyond the “Window of Confidentiality” provided in D.06-06-066 in order to protect Plainfield’s [REDACTED] data. Accordingly, Plainfield requests that the materials remain under seal for a period of not less than five (5) years.
10. Pursuant to D.08-04-023, at this time Plainfield is not submitting a motion for leave to submit confidential materials, as Plainfield’s previously filed motion for leave to submit confidential materials was granted by the *Administrative Law Judge’s Ruling Granting Motions to File Under Seal, Memorializing Party Status*

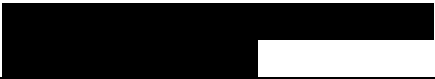

Ruling, and Directing Notification Regarding Pending Motions (“ALJ Ruling”) filed on August 12, 2008, and the ALJ Ruling is sufficient to ensure confidentiality for this filing. In accordance with D.08-04-023, Plainfield cites the ALJ Ruling. D.08-04-023 ensures that citation to the ALJ Ruling is sufficient to ensure confidentiality of the information submitted by Plainfield in the August 15, 2008 RPS Report.


IDENTIFICATION OF CONFIDENTIAL INFORMATION		
<i>RPS Compliance Report Worksheet Location</i>	<i>Type of Data</i>	<i>Matrix Category</i>
Worksheet “Summary 06” MWh detail for RPS Summary Report: Cells D9:D12 (Prior Year California Retail Sales, Annual Procurement Target, California RPS-Eligible Procurement and Annual Procurement Surplus/(Deficit) MWhs), Cells D35:D38 (IPT Deferral, Earmarking, Banked Procurement Applied, Total Flexible Compliance), Cells D42:D44 (Preliminary Procurement (Deficit), Adjusted Annual Procurement Deficit, Adjusted Deficit Temporarily Excused)	Retail sales (MWhs) for prior year, actual procurement and procurement targets	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet “Summary 07” MWh detail for RPS Summary Report: Cells D9:D12 (Prior Year California Retail Sales, Annual Procurement Target, California RPS-Eligible Procurement and Annual Procurement Surplus/(Deficit) MWhs), Cells D35:D38 (IPT Deferral, Earmarking, Banked Procurement Applied, Total Flexible Compliance), Cells D42:D44 (Preliminary Procurement (Deficit), Adjusted Annual Procurement Deficit, Adjusted Deficit Temporarily Excused)	Retail sales (MWhs) for prior year, actual procurement and procurement targets	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.


IDENTIFICATION OF CONFIDENTIAL INFORMATION		
<i>RPS Compliance Report Worksheet Location</i>	<i>Type of Data</i>	<i>Matrix Category</i>
Worksheet "Accounting" MWh detail for RPS Baseline Calculation: Cells D6:D8 (2001 Total CA Retail Sales, 2001 CA RPS-Eligible Procurement, 2005 Total CA Retail Sales)	Retail Sales (MWh) and actual RPS procurement	
Worksheet "Accounting" MWh detail for RPS Procurement and Targets: Cells F13:F14 and G13:L17 (Actual and forecast retail sales in MWhs for 2007- 2011; RPS Eligible Procurement MWhs; Annual Procurement Target MWhs; Incremental Procurement Target MWhs; Preliminary Procurement Surplus/(Deficit) MWhs)	Retail sales (MWhs) and retail sales forecasts, actual procurement and procurement targets.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet "Accounting" MWh detail for Flexible Compliance – IPT Deferral: Cells G25:J27 (Maximum Allowable Deficit Being Deferred, Deficit being Carried Forward to Year +1, Deficit being Carried Forward to Year +2), Cells G29:H29 (Total Current Year Deficit <=25% IPT) Carried Forward), Cells I30:I37 excluding cells I32 and I36 (Remaining Deficit from Years -1, -2 and -3 to Be Filled in Current Year, Total Deliveries Applied to Prior Year IPT Deficits).	MHhs applied for flexible compliance within window of confidentiality period. Disclosure would allow calculation of retail sales and forecasts procurement / requirements.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.

IDENTIFICATION OF CONFIDENTIAL INFORMATION		
<i>RPS Compliance Report Worksheet Location</i>	<i>Type of Data</i>	<i>Matrix Category</i>
Worksheet "Accounting" MWh detail for Flexible Compliance - Earmarking Cells G42:J42, H43, H46, I47, I50 (Portion of Current Year Deficit Eligible for Earmarking, Earmarked Projected from Year +1, Total Projected Procurement Earmarked to Current Year, Current Year Deliveries Earmarked to Year -1, Total Deliveries Earmarked to Prior Year Earmarked Deficits.)	MWhs applied for flexible compliance within window of confidentiality period	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet "Accounting" MWh detail for Surplus Procurement Bank Cells I55:L55 and I57:L58 (Surplus Procurement Bank Balance as of Prior Year, Adjusted Current Year Annual Surplus Procurement, Cumulative Surplus Procurement Bank Balance)	MWhs applied for flexible compliance within window of confidentiality period if disclosed would allow calculation of retail sales and forecasts / procurement needs.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet "Accounting" MWh detail of Adjusted Deficit Cells J63	MWhs applied for flexible compliance within window of confidentiality period if disclosed would allow calculation of retail sales and forecasts / procurement needs.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information

IDENTIFICATION OF CONFIDENTIAL INFORMATION		
<i>RPS Compliance Report Worksheet Location</i>	<i>Type of Data</i>	<i>Matrix Category</i>
		and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet “Earmarking Detail” MWh detail of planned, contracted generation: Cells B16, G9:G11, G16:G18, H9, H16, I9, I16, J9, J16	MWhs earmarked for flexible compliance within window of confidentiality period if disclosed would allow calculation of retail sales and forecasts / procurement needs.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet “Procurement Detail” MWh detail of Procurement Summary: Cells H9:T10, H11:K12 (total RPS Procurement, Existing and/or Signed Contracts, Short-listed/Under Negotiation/Pending Approval, Generic Future Contracts), Cells I14:K14, G15:H19 (Annual Contracting Quota Requirement, RPS Contracts: long-term and/or new facilities, RPS Contracts: short-term with existing facilities, Surplus Contracting Quota Bank	Retail sales (MWhs) for prior year, current year and retail sales forecasts, actual procurement and procurement targets if disclosed would allow calculation of retail sales and forecasts / procurement needs.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP.

IDENTIFICATION OF CONFIDENTIAL INFORMATION		
<i>RPS Compliance Report Worksheet Location</i>	<i>Type of Data</i>	<i>Matrix Category</i>
as of Prior Year, Banked Surplus Applied to Annual Quota, Cumulative Surplus Contracting Quota Bank),		V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity. 
Worksheet “Procurement Detail” MWh detail of RPS-Eligible Procurement by Resource Type: Cells H25, H30	Retail sales (MWhs) for current year within window of confidentiality period if disclosed would allow calculation of retail sales and forecasts / procurement needs.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity.
Worksheet “Procurement Detail” MWh detail of Contract Detail: - 2005 Contracts: Cells B75, U75:Y75 - 2008 Contracts: Cells B105, H104, H105, U105:Y105	Retail sales (MWhs) for current year and forecasts for subsequent years if disclosed would allow calculation of retail sales and forecasts / procurement needs.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. 

IDENTIFICATION OF CONFIDENTIAL INFORMATION		
<i>RPS Compliance Report Worksheet Location</i>	<i>Type of Data</i>	<i>Matrix Category</i>
Worksheet "Performance Chart" MWh detail for RPS Procurement and Targets, details indicating MWhs, cells E7:J7 (Total Retail Sales MWhs), cells F9:T9 (IPT MWhs), cells F11:T12 (APT as MWh Amount and Preliminary Surplus/(Deficit) MWhs) and Entire Chart	All retail sales (MWhs), actual procurement and procurement targets for same period.	I – Renewables Portfolio Standard (RPS) Information. A) RPS compliance filings required by CPUC, by ESP. B) Annual compliance filings, by ESP. III – Load Forecast Information and Data – Electric. C) LSE Total Energy Forecast (MWh): Front three years of forecast confidential. E) Detailed load forecasts filed in spring for upcoming year by ESP. V—Recorded (Historical) Data and Information – Electric. A) Market purchases of energy and capacity. 

I am authorized to make this affidavit on behalf of Plainfield . The statements in the foregoing document are true of my own knowledge, except as to matters which are stated on information or belief, and as to those matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 15, 2008 at San Ramon, California



Ricky C. Noger